

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Bruce F. Devlin et al.  
Serial No. : 10/552,113  
Filed : October 4, 2005

Art Unit : Unknown  
Examiner : Unknown  
Conf. No. : 4081

Title : MEDIA IDENTIFICATION

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

PETITION UNDER 35 USC §1.47(A)

Pursuant to Rule 47(a), Applicant petitions that application be made by the inventor Bruce Devlin on behalf of Mr. Richard Schiller of 49 Lime Avenue, Westergate, Chichester, Hampshire, United Kingdom, a named inventor who has refused to sign the application.

In support of this petition, Applicant encloses a declaration by Nicola Proudlock, general counsel for the assignee of the application, Snell & Wilcox, Ltd. The declaration documents Ms. Proudlock's efforts to solicit Mr. Schiller's signature on the declaration.

Applicant also encloses, copies of letters mailed to Mr. Schiller on December 7, 2005, and on April 12, 2006 in an effort to secure his signature on the declaration.

Enclosed is the petition fee of US\$200 as set forth in Rule 1.17(g). No additional fees are believed to be due in connection with the filing of this petition. However, to the extent fees are due, or if a refund is forthcoming, please adjust our Deposit Account No. 06-1050, referencing Attorney Docket No. 19870-002US1.


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Attorney's Docket No.: 19870-002US1 / P25505US-  
PCT-PDG/DRN

Please apply any charges or credits to Deposit Account No. 06-1050.

Respectfully submitted,

Date: March 30, 2007

  
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Faustino A. Lichaueco  
Reg. No. 41,942

Fish & Richardson P.C.  
225 Franklin Street  
Boston, MA 02110  
Telephone: (617) 542-5070  
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant	: Bruce Fairbairn Devlin et al.	Art Unit	: Unknown
Serial No.	: 10/552,113	Examiner	: Unknown
Filed	: October 5, 2005	Confirmation No.:	4081
Title	: MEDIA IDENTIFICATION		

Commission for Patents  
Washington, D.C. 20231

DECLARATION UNDER 37 CFR 1.47(a)

1. I am general counsel for Snell & Wilcox, Ltd., the assignee of the above-mentioned application.
2. On December 7<sup>th</sup>, 2005 I caused a first letter to be sent to Richard Schiller at his last known address, 49 Lime Avenue, Westergate, Chichester, Hampshire PO20 3UF, United Kingdom. The first letter included a copy of the application, the declaration, and an assignment to Snell & Wilcox. A copy of the first letter is attached as Exhibit A.
3. Between December 7<sup>th</sup>, 2005 and April 12<sup>th</sup>, 2006, I received no response to the first letter.
4. On April 12, 2006, I caused a second letter to be sent to Richard Schiller. The second letter, like the first, included a copy of the application, the declaration, and an assignment to Snell & Wilcox. A copy of the second letter is attached as Exhibit B.
5. To date, I have not received a response to either the first or second letter.
6. Based on the extended period since the sending of the first letter and the lack of response to either letter, I infer that Richard Schiller refuses to sign a declaration.

Applicant : Bruce Fairbairn Devlin et al.  
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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that those statements were made with the knowledge that wilful false statements and the like so made are punishable by fine or imprisonment under section 1001 of Title 18 of the United States Code and that such wilful false statements may jeopardize the validity of the application or any patent issued thereon.

Respectfully submitted,

Date: 28 March 2007

  
\_\_\_\_\_  
Nicola Proudlock

Fish & Richardson P.C.  
225 Franklin Street  
Boston, Massachusetts 02110-2804  
Telephone: (617) 542 5070  
Facsimile: (617) 542 8906

EXHIBIT A

7 December 2005

Mr R Schiller  
49 Lime Avenue  
Westergate  
Chichester  
Hampshire  
PO20 3UF

Dear Richard

**US Patent Application: MEDIA IDENTIFICATION**

Please find enclosed declaration and assignment documents relating to the above US patent application. All US patent applications are made in the name of the inventor(s) of that technology and must then be assigned to Snell & Wilcox.

I have indicated where each of these documents should be signed. Note that your signature on the assignment document will need to be witnessed.

Could I then ask you to pass the document back to me at SLP for filing with our patent attorneys? Do not hesitate to contact me if you have any queries on 02392 489213.

Kind regards

  
Sarah Hall  
Paralegal  
Snell & Wilcox

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EXHIBIT B

12 April 2006

Mr R Schiller  
49 Lime Avenue  
Westergate  
Chichester  
Hampshire  
PO20 3UF

Dear Richard

**US Patent Applications: MEDIA IDENTIFICATION & VIDEO SIGNAL  
PROCESSOR**

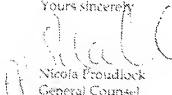
I note that we do not appear to have received the assignment documents sent to you in December 2005 and March 2006, relating to the above patent applications.

I would remind you that under the terms of your employment with Snell & Wilcox you are required, even once you have left the Company, to take all necessary steps to obtain patent protection for inventions created by you during your employment and to assign any such rights to the Company when requested.

I have again enclosed the relevant declaration and assignment documents and indicated where each of these documents should be signed. Note that your signature on the assignment documents will need to be witnessed.

Please complete and return the documents to me for filing with our patent attorneys. I would appreciate a prompt response as the matter has now been subject to some delay.

Yours sincerely

  
Nicola Proudlock  
General Counsel  
Snell & Wilcox

Encs